



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Borgmeier et al.

Serial No.: 10/694,627

Filed: October 27, 2003

**For: APPARATUS FOR
NONINVASIVELY MEASURING
HEMATOCRIT AND ASSOCIATED
METHODS**

Confirmation No.: 2621

Examiner: L. Cohen

Group Art Unit: 3739

Attorney Docket No.: 1258.01-6172US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

December 5, 2006
Date

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Erika Gandre
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AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
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Sir:

This Amendment follows the final Office Action of September 5, 2006, the shortened statutory period for response to which expires on December 5, 2006. This Amendment is being filed within two months of the mailing date of the final Office Action.

A listing of claims, in which amendments to the claims are set forth, begins on page 2 of this paper; and

Remarks start at page 6 of this paper.